

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK _____ X

JANICE FOSS,

Plaintiff,

DOCKET NO.: CV-07-1322
(JS)(WDW)

-against-

AFFIDAVIT IN SUPPORT
OF MOTION TO DISMISS

COCA-COLA ENTERPRISES INC; Defendant GENE
TALLMAN, in his individual and official capacity, BRIAN
WYNNE, in his individual and official capacity, SEENA
CUSHMAN, in her individual and official capacity,
MICHAEL VAN AKEN, in his individual and official capacity
and SUSAN GARRETT in her individual and official capacity,

Defendants.

_____ X

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

MICHAEL R. VAN AKEN, being duly sworn, deposes and says:

1. I am Vice President of Human Resources for the Northeast Business Unit of Coca-Cola Enterprises Inc. ("CCE").
2. Attached hereto as Exhibit A is a true and correct copy of Janice Foss' Application for Employment maintained during the ordinary course of business.
3. Attached hereto as Exhibit B is a true and correct copy of CCE's Code of Business Conduct maintained during the ordinary course of business.

FURTHER AFFIANT SAITH NOT.



MICHAEL R. VAN AKEN

Sworn to and subscribed before me
this 25 day of June, 2007.

Patricia J. Grieshammer

